

DOCKET NO.: JANS-0042 (JAB-1499 US DIV)
Application No.: 10/817,472
Office Action Dated: November 4, 2005

PATENT

REMARKS/ARGUMENTS

Claims 1 to 7, 9 to 11, 15, 18 to 22 are pending in this application and subject to an election requirement of a single disclosed species under 35 U.S.C. § 121. Applicants are herein amending the specification and claim 2 and adding new claims 23 to 25.

Amendments

Applicants are herein amending the specification to correct a typographical error in the filing date of the parent application of the subject application.

Applicants are herein amending claim 2 to provide the missing radical $-a^1=a^2-a^3=a^4-$. Support may be found, for example, in claim 1, as originally filed.

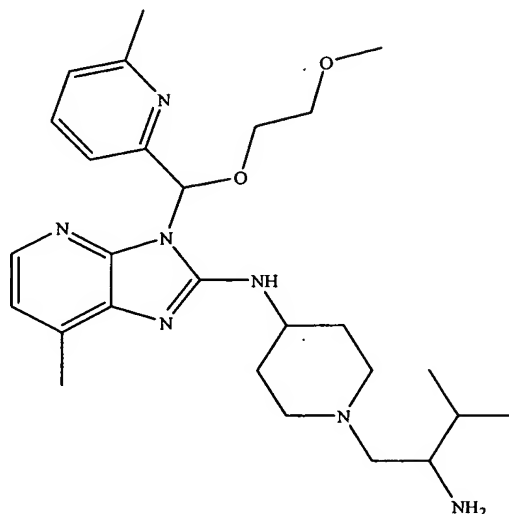
Applicants are herein adding new claims 23 to 25 directed to the elected species (Compound 89 in claim 23) and other covered species (Compound 31 in claim 24 and Compound 2 in claim 25). Support for the new claims may be found, *inter alia*, in the specification on page 9, lines 36 and 37 and page 53, Table 4.

Applicants respectfully submit that the amendments to the specification and claims do not introduce new matter; and are fully supported by the specification, as originally filed.

Election of Species

Applicants elect *with traverse*:

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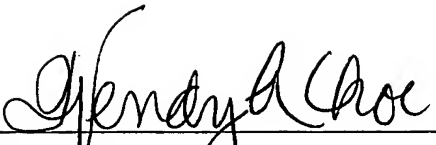
Applicants traverse the restriction requirement and request reconsideration thereof. It appears that a search of any of the bivalent radicals (a-2) to (a-5) would uncover art relevant to the other bivalent radicals, especially since the compounds would all be similarly classified. Accordingly, it would appear that examining all of the compounds in a single application would not be unduly burdensome. It is applicants' understanding that they will be entitled, as a matter of right, to examination of related structures and art-recognized equivalents of the elected species, specifically including the species of new claims 24 and 25.

If the Examiner wishes to discuss any aspect of the application, the Examiner is requested to contact the undersigned attorney at (404) 459-5642.

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Date: **December 5, 2005**



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